

UNITED STATES OF AMERICA)
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 v.)
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)
 ALBERT ESPOSITO,)
 Defendant.)
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3. Mr. Esposito's Good Conduct Time release date is March 22, 2030. He is not expected to survive to that date. His life expectancy is estimated at six months.

4. Mr. Esposito, age 63, was diagnosed with acute myeloid leukemia and suffered a relapse on September 10, 2013. He suffers from severe cardiac conditions and is not a candidate for an allogenic stem cell transplant. He is being considered for palliative chemotherapy and hospice placement due to lack of medical options and the rapid progression of the disease. His life expectancy is estimated at six months or less and his condition will continue to deteriorate.

4. Title 18 U.S.C. § 3582(c)(1)(A)(i) authorizes the Court, upon motion of the Director of the Bureau of Prisons, to modify a term of imprisonment upon the finding that extraordinary and compelling reasons warrant the reduction. The Director of the Bureau of Prisons contends, and this Court agrees, that the Defendant's limited life expectancy and debilitation constitute extraordinary and compelling reasons that warrant the requested reduction.

IT IS THEREFORE ORDERED that the defendant's term of imprisonment is hereby reduced to the time he has already served.

IT IS FURTHER ORDERED that the defendant shall be released from the custody of the Federal Bureau of Prisons as soon as his medical condition permits, the release plan is implemented, and travel arrangements can be made.

IT IS FURTHER ORDERED that upon his release from the custody of the Federal Bureau of Prisons, the defendant shall begin serving the three-year term of supervised release previously imposed.

Signed: October 11, 2013



Richard L. Voorhees
United States District Judge

